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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/657,289	09/08/2003	Timothy Hewitt	60340-043	1379

27305 7590 12/08/2005

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EXAMINER

PETERSON, KENNETH E

ART UNIT PAPER NUMBER

3724

DATE MAILED: 12/08/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO. ^e
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EXAMINER

ART UNIT	PAPER
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Commissioner for Patents

Applicant's Pre-Brief conference request was received on 14 October 05. The conference occurred on 22 November 05. As set forth in the response mailed 06 Dec 05, the conferees deemed the rejection to be good. However, Examiner would like to take the time to further address some of Applicant's questions.

Argument #1 – Keyhole connections are admittedly old, but new on fence faces. Further in support of Examiner's taking of Official Notice is the Theising reference (5,181,446) which clearly shows a keyhole connection on a fence face on the cover figure.

Argument #2 – Applicant challenges Examiner's assertion that it is well known to employ a keyhole plate in lieu of having the keyhole directly in the object to be attached. In support of Examiner's taking of Official Notice, Examiner provides the Welch reference (3,645,162), which shows a dual-headed bolt and dual-recesses keyhole plates.

Argument #3 – No reference teaches 2 fence faces. However, Miller teaches a fence that has two positions for fence faces (figure 1, figure 2). This presents the obvious choice to the user of having one fence face and constantly swapping it back and forth, or having two fence faces. The two-fence face solution is no more clever than deciding you will have a stapler at both your home and your office, in lieu of carrying a single stapler back and forth each day.


Argument #4 – Applicant requests Examiner cite a reference where the fence face is taller than the fence. Examiner has already done so (Collignon '692). While Collignon's fence face is only slightly taller than the fence, it is taller nonetheless. A second example is the Sellmeyer '458 patent (already cited), whose fence face (68) is taller than his fence (70).

Herewith is a PTO-892 form making of record the Theising and Welch references.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ken Peterson whose telephone number is 571-272-4512. The examiner can normally be reached Mon-Thurs, 7:30AM-5PM. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Allan Shoap can be reached on 571-272-4514. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

KP

December 6, 2005


KENNETH E. PETERSON
PRIMARY EXAMINER